

FRANKLIN BROCKWAY GOWDY,
SBN 47918
THOMAS D. KOHLER, SBN 207917
MORGAN, LEWIS & BOCKIUS LLP
One Market, Spear Street Tower
San Francisco, CA 94105-1126
Tel: 415.442.1000
Fax: 415.442.1001

DAVID C. BOHRER, SBN 212397
MICHAEL J. LYONS, SBN 202284
DION M. BREGMAN, SBN 208393
MORGAN, LEWIS & BOCKIUS LLP
2 Palo Alto Square
3000 El Camino Real, Suite 700
Palo Alto, CA 94306-2122
Tel: 650.843.4000
Fax: 650.843.4001

Attorneys for Plaintiff and Counter-defendant
NIDEC CORPORATION and
Counterdefendants NIDEC AMERICA
CORPORATION and NIDEC
SINGAPORE PTE, LTD.

MARTIN R. GLICK, SBN 40187
BOBBIE J. WILSON, SBN 148317
HOWARD RICE NEMEROVSKI CANADY
FALK & RABKIN
A Professional Corporation
Three Embarcadero Center, 7th Floor
San Francisco, CA 94111-4024
Tel: 415.434.1600
Fax: 415.217.5910

MORTON AMSTER (pro hac vice)
ANTHONY F. LO CICERO (pro hac vice)
CHARLES R. MACEDO (pro hac vice)
AMSTER, ROTHSTEIN & EBENSTEIN LLP
90 Park Avenue
New York, NY 10016
Tel: 212.336.8000
Fax: 212.336.8001

Attorneys for Defendants
JVC COMPONENTS (THAILAND) CO., LTD.,
AGILIS, Inc., and AGILIS TECHNOLOGY INC.
and Defendant and Counter-plaintiff
VICTOR COMPANY OF JAPAN, LTD.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

NIDEC CORPORATION,

Plaintiff,

vs.

VICTOR COMPANY OF JAPAN, LTD.,
JVC COMPONENTS (THAILAND) CO.,
LTD.,

Defendants and
Counterclaim
Plaintiffs,

KABUSHIKI KAISHA AGILIS, and
AGILIS TECHNOLOGY INC.,

Defendants,

NIDEC AMERICA CORPORATION and
NIDEC SINGAPORE PTE, LTD.,

Additional
Counterclaim
Defendants.

Case No. C05 00686 SBA (EMC)

**STIPULATION AND ~~PROPOSED~~
ORDER RE: CERTIFICATION AND
OTHER DISCOVERY**

1 Pursuant to Civil L.R. 6-2(a) and 7-12, as well as the parties' January 9, 2007 discussion,
2 the parties stipulate as follows:

3 WHEREAS all fact discovery, with certain exceptions, is to be completed on or before
4 January 10, 2007 (D.I. 294) (hereinafter the "Fact Discovery Deadline"); and

5 WHEREAS Nidec has identified specific discovery related issues, including: (i) the
6 alleged insufficiency of JVC's December 22, 2006 Supplemental Certification, (ii) alleged
7 discrepancies between the CAD files and the corresponding hardcopy drawings produced by JVC,
8 (iii) additional discovery for JVC motors smaller than 3.5", including JVC's 1.8" motors, and (iv)
9 issues related to the testimony and continuing deposition of Forrest Titcomb (hereinafter
10 "Disputed Discovery");

11 WHEREAS the parties have agreed to extend the Fact Discovery Deadline for the limited
12 purposes of addressing the Disputed Discovery;

13 WHEREAS JVC has further agreed that it will not object to Nidec bringing one or more
14 motions related to the Disputed Discovery, on the grounds that the motion(s) were filed and will
15 be heard after the Fact Discovery Deadline,

16 The parties stipulate to an order providing the following:

17 1. The parties agree to extend the Fact Discovery Deadline for the limited purposes
18 of addressing the Disputed Discovery.

19 2. JVC agrees that it will not object to Nidec bringing one or more motions related to
20 the Disputed Discovery, on the grounds that the motion(s) were filed will be heard after the Fact
21 Discovery Deadline.

22
23 IT IS SO AGREED AND STIPULATED.
24
25
26
27
28

1 Dated: January 10, 2007

MORGAN, LEWIS & BOCKIUS LLP

2 FRANKLIN BROCKWAY GOWDY
3 THOMAS D. KOHLER
4 DAVID C. BOHRER
5 MICHAEL J. LYONS
6 DION M. BREGMAN

7 By: /s/ Dion M. Bregman
8 Dion M. Bregman

9 Attorneys for Plaintiff and Counterdefendant
10 NIDEC CORPORATION, and additional
11 Counterdefendants NIDEC AMERICA
12 CORPORATION and NIDEC SINGAPORE
13 PTE, LTD.
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

1 Dated: January 10, 2007

2 HOWARD RICE NEMEROVSKI CANADY
3 FALK & RABKIN
4 MARTIN R. GLICK, SBN 40187
5 BOBBIE J. WILSON, SBN 148317

6 AMSTER, ROTHSTEIN & EBENSTEIN LLP
7 MORTON AMSTER (*pro hac vice*)
8 ANTHONY F. LO CICERO (*pro hac vice*)
9 CHARLES R. MACEDO (*pro hac vice*)

10 By: /s/ Anthony F. Lo Cicero
11 Anthony F. Lo Cicero

12 Attorneys for Defendants
13 JVC Components (Thailand) Co., Ltd., Agilis
14 Inc., and Agilis Technology Inc., and
15 Defendant and Counterplaintiff Victor
16 Company of Japan, Ltd.

17 IT IS SO ORDERED.

18 1/17/07

19 Dated: _____

20 
21 Honorable ~~JAMES M. CHEN~~
22 United States ~~MAGISTRATE~~ Judge

1 Pursuant to General Order No. 45, Section X(B) regarding signatures, I, Dion M.
2 Bregman, attest that concurrence in the filing of this document has been obtained from each of the
3 other signatories. I declare under penalty of perjury under the laws of the United States of
4 America that the foregoing is true and correct. Executed this 10th day of January 2007, at Palo
5 Alto, California.

6
7 /s/ Dion M. Bregman
Dion M. Bregman
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28